



#4
OK
11/6/3

Attorney Docket No.: 30056/37566
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Thomas H. Gilman)

Application No.: 10/056,707)

Filed: January 24, 2002)

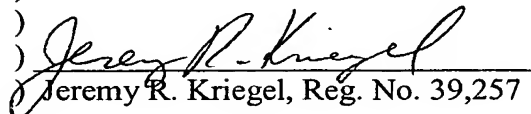
For: Wound Closure Dressing
With Controlled Stretchability)

Examiner: Kim M. Lewis)

Group Art Unit: 3761)

Certificate of Mailing

) I hereby certify that this paper is being deposited
) with the United States Postal Service with
) sufficient postage as first class mail in an
) envelope addressed to: Commissioner for Patents
) P.O. Box 1450, Alexandria, Virginia 22313-1450
) on October 28, 2003

) 
) Jeremy R. Kriegel, Reg. No. 39,257

REQUEST FOR CLARIFICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED
NOV 05 2003
TECHNOLOGY CENTER R3700

Dear Sir:

In response to the Official Action dated October 3, 2003, applicant respectfully requests clarification in the following respects.

On page 3 (Section 6) of the action, the Examiner rejected applicant's claims as unpatentable over Jensen Patent 5,571,080 in view of Bodenschatz et al. Patent 6,074,965.

Near the bottom of the same page, the Examiner then refers to a "Martz" reference. On the following page 4, in lines 3 and 10, Martz is again discussed as a reference.

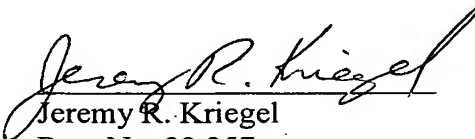
Applicant at first assumed that such reference to "Martz" was in the nature of a typographical error and that the Examiner instead meant to refer to Bodenschatz et al. However, that assumption became questionable because of the further statement appearing on lines 6 and 7 of page 4. In line 7 the Examiner makes reference to "marked-up Fig. 6," and

the Bodenschatz et al. reference has only four figures. Further, the action was not accompanied by a sheet of drawings from any reference showing a marked-up Fig. 6.

The listing of references appended to the action only sets forth those references disclosed by applicant in an Information Disclosure Statement, and that list includes no references bearing the name "Martz."

Applicant therefore respectfully requests clarification of the action and, if necessary, identification of the Martz reference discussed in the action.

Respectfully submitted,


Jeremy R. Kriegel
Reg. No. 39,257

Date: October 28, 2003

Marshall, Gerstein & Borun LLP
6300 Sears Tower
233 South Wacker Drive
Chicago, IL 60606-6357
Phone: (312) 474-6300
Fax: (312) 474-0448



3761

PTO/SB/21 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/056,707-Conf. #02074	
	Filing Date	January 24, 2002	
	First Named Inventor	Thomas H. Gilman	
	Art Unit	3761	
	Examiner Name	Kirn M. Lewis	
Total Number of Pages in This Submission	3	Attorney Docket Number	30056/37566

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below): Request For Clarification
Remarks		RECEIVED NOV 05 2003 TECHNOLOGY CENTER R3700

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	MARSHALL, GERSTEIN & BORUN LLP Jeremy R. Kriegel - 39,257
Signature	
Date	October 28, 2003

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: October 28, 2003

Signature:

(Jeremy R. Kriegel)